

Court of Appeals, Division One

Civil Appeal

1 CA-CV 22-0247

3 SL et al. v. STATE et al.

Appellate Case Information

Case Filed: 19-Apr-2022

Case Closed:

Dept/Composition

Department C

Hon. David B Gass
Hon. Brian Y Furuya
Hon. Andrew M Jacobs

Side 1. 3 SL FAMILY, LLC, Plaintiff/Appellee/Cross-Appellant

(Litigant Group) 3 SL FAMILY, LLC

- 3 SL Family LLC

Attorneys for: Plaintiff/Appellee/Cross-Appellant

Jesse R Callahan, Esq. (AZ Bar No. 25393)
Irania Fimbres-Ruiz, Esq. (AZ Bar No. 36070)
Andrew Lishko, Esq. (AZ Bar No. 33136)

Side 2. STATE OF ARIZONA, et al., Defendant/Appellant/Cross-Appellee

(Litigant Group) STATE OF ARIZONA, et al.

- State of Arizona
- Arizona Department of Health Services
- Jennie Cunico

Attorneys for: Defendant/Appellant/Cross-Appellee

Gregory W Falls, Esq. (AZ Bar No. 11206)
Matthew A Hesketh, Esq. (AZ Bar No. 29319)

CASE STATUS

May 3, 2023.....Under Advisement

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2016-010461	Declaratory Judgment		Jay R Adleman, Authoring Judge of Order		

CALENDAR

Wednesday MONTHLY COURT CASE CALENDAR
3-May-2023 Department C; COURTROOM 1
9:30 AM

CV Cases

56 PROCEEDING ENTRIES

- 19-Apr-2022 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 03/24/22
- 19-Apr-2022 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
- 19-Apr-2022 FILED: Appellate Clerk Notice re: Appellee Cross-Appellant's Fee Due/Case Management Statement/Brief Due
- 21-Apr-2022 FILED: Amended Appellate Clerk Notice re: Appellee Cross Appellant's Fee Due/Case Management Statement/Brief Due
- 25-Apr-2022 FILED: Notice of Payment of Appellee/Cross-Appellant's Filing Fee; Certificate of Service (Appellee/Cross-Appellant)
- 28-Apr-2022 FILED: Appellate Clerk Notice Re: Cross Appellant's Case Management Statement Due/Cross Appellant's Brief Due/Cross Appellee's Case Management Statement Due
- 28-Apr-2022 FILED: Application to Withdraw with Client Consent; Certificate of Service (Appellee)
- 29-Apr-2022 RECEIPT No.: 2022-00490 ; \$280.00, Authorization: #19006420063, Applied to: 3 SL FAMILY, LLC - Class A Filing Fee (\$280.00) Paid for: May Potenza Baran & Gillespie - By nCourt LLC
- 3-May-2022 FILED: Amended Appellate Clerk Notice Re: Cross Appellee's Case Management Statement Due/Brief Due/Cross Appellant's Case Management Statement Due
- 9-May-2022 FILED: Case Management Statement; Certificate of Service (Appellant/Cross-Appellee)
- 31-May-2022 FILED: Case Management Statement (Appellee/Cross-Appellant)
- 6-Jun-2022 FILED: Reporter's Transcript - 02/03/2017 - Scheduling Conference (Kimberly McCright) (Appellee/Cross-Appellant)
- 6-Jun-2022 FILED: Reporter's Transcript - 02/22/2017 - Oral Argument (Kimberly McCright) (Appellee/Cross-Appellant)

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14. 6-Jun-2022 FILED: Reporter's Transcript - 08/11/2017 - Status Conference (Kimberly McCright) (Appellee/Cross-Appellant)
15. 6-Jun-2022 FILED: Reporter's Transcript - 10/26/2017 - Telephonic Status Conference (Kimberly McCright) (Appellee/Cross-Appellant)
16. 6-Jun-2022 FILED: Reporter's Transcript - 02/21/2018 - Oral Argument (Kimberly McCright) (Appellee/Cross-Appellant)
17. 6-Jun-2022 FILED: Notice of Filing and Serving Transcripts; Certificate of Service (Appellee/Cross-Appellant)
18. 6-Jun-2022 FILED: Reporter's Transcript - 04/17/2019 - Status Conference (Kimberly McCright) (Appellee/Cross-Appellant)
19. 6-Jun-2022 FILED: Reporter's Transcript - 08/27/2019 - Telephonic Status Conference (Kimberly McCright) (Appellee/Cross-Appellant)
20. 6-Jun-2022 FILED: Reporter's Transcript - 09/05/2019 - Telephonic Status Conference (Kimberly McCright) (Appellee/Cross-Appellant)
21. 6-Jun-2022 FILED: Reporter's Transcript - 11/06/2019 - Trial Setting Conference (Kimberly McCright) (Appellee/Cross-Appellant)
22. 6-Jun-2022 FILED: Reporter's Transcript - 02/21/2018 - Oral Argument; Matter Under Advisement (Kimberly McCright) (Appellee/Cross-Appellant)
23. 6-Jun-2022 FILED: Reporter's Transcript - 08/08/2018 - Telephonic Status Conference (Kimberly McCright) (Appellee/Cross-Appellant)
24. 6-Jun-2022 FILED: Reporter's Transcript - 09/21/2018 - Status Conference (Kimberly McCright) (Appellee/Cross-Appellant)
25. 6-Jun-2022 FILED: Reporter's Transcript - 04/15/2019 - Telephonic Status Conference (Kimberly McCright) (Appellee/Cross-Appellant)
26. 6-Jun-2022 FILED: Reporter's Transcript - 09/29/2020 - Trial Status Conference (Kimberly McCright) (Appellee/Cross-Appellant)
27. 6-Jun-2022 FILED: Reporter's Transcript - 10/06/2020 - Telephonic Status Conference (Kimberly McCright) (Appellee/Cross-Appellant)
28. 6-Jun-2022 FILED: Reporter's Transcript - 01/12/2021 - Telephonic Status Conference Reset (Kimberly McCright) (Appellee/Cross-Appellant)
29. 6-Jun-2022 FILED: Reporter's Transcript - 02/01/2021 - Minute Entry (Kimberly McCright) (Appellee/Cross-Appellant)
30. 7-Jun-2022 FILED: Reporter's Transcript - 01/10/2022 - Oral Argument (Kimberly McCright) (Appellee/Cross-Appellant)
31. 7-Jun-2022 FILED: Notice of Filing and Serving Corrected Transcript; Certificate of Service (Appellee/Cross-Appellant)
32. 14-Jun-2022 FILED: Motion For Procedural Order - Extension Of Time To File Opening Brief On Appeal (First Request); Certificate of Service (Appellant/Cross-Appellee)
33. 15-Jun-2022 ORDERED: Motion For Procedural Order - Extension Of Time To File Opening Brief On Appeal (First Request) (Appellant/Cross-Appellee) = GRANTED. Due date EXTENDED from Monday, 06-20-2022 to Friday, 07-15-2022. If brief is not timely filed, court will dismiss appeal. Melina Brill ProTem Judge - Author
34. 15-Jul-2022 FILED: Appellants' Opening Brief On Appeal; Certificate of Compliance; Certificate of Service (Appellant/Cross-Appellee)
35. 5-Aug-2022 FILED: Motion for Procedural Order Re: Extension of Time to File Combined Brief on Cross-Appeal; Certificate of Service of Motion for Procedural Order Re: Extension of Time to File Combined Brief on Cross-Appeal (Appellee/Cross-Appellant)
36. 8-Aug-2022 ORDERED: Motion for Procedural Order Re: Extension of Time to File Combined Brief on Cross-Appeal (Appellee/Cross-Appellant) = GRANTED. Answering/cross-opening brief due date EXTENDED from Wednesday, 08-24-2022 to Friday, 09-23-2022. If brief is not timely filed, court will submit appeal for decision on the record and opening brief. Melina Brill ProTem Judge - Author
37. 23-Sep-2022 FILED: Plaintiff/Appellee/Cross-Appellant's Combined Answering Brief on Appeal and Opening Brief on Cross-Appeal; Certificate of Compliance; Certificate of Service (Appellee/Cross-Appellant)
38. 3-Oct-2022 FILED: Unopposed Motion for Procedural Order to Extend Deadline for Appellants/Cross-Appellees to File their Combined Reply Brief and Answering Brief on Cross-Appeal; Certificate of Service (Appellant/Cross-Appellee)
39. 4-Oct-2022 ORDERED: Unopposed Motion for Procedural Order to Extend Deadline for Appellants/Cross-Appellees to File their Combined Reply Brief and Answering Brief on Cross-Appeal (Appellant/Cross-Appellee) = GRANTED. Due date EXTENDED from Wednesday, 11-02-2022 to Friday, 12-02-2022. If brief not timely filed, the court will submit appeal for decision on the record and filed briefs. Melina Brill ProTem Judge - Author
40. 2-Dec-2022 FILED: Appellants' Reply Brief On Appeal and Answering Brief On Cross-Appeal; Certificate of Compliance; Certificate of Service (Appellant/Cross-Appellee)
41. 7-Dec-2022 FILED: Unopposed Motion for Procedural Order Re: Extension of Time to File Reply Brief; Certificate of Service of Unopposed Motion for Procedural Order Re: Extension of Time to File Reply Brief (Appellee/Cross-Appellant)

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- 42. 8-Dec-2022 ORDERED: Unopposed Motion for Procedural Order Re: Extension of Time to File Reply Brief (Appellee/Cross-Appellant) = GRANTED. Due date EXTENDED from Thursday, 12-22-2022 to Monday, 01-23-2023. If the brief is not timely filed, the court will submit this appeal for decision on the record and the filed briefs. Melina Brill ProTem Judge - Author
- 43. 5-Jan-2023 FILED: Notice of Substitution of Party; Certificate of Service (Appellant/Cross-Appellee)
- 44. 23-Jan-2023 FILED: Cross-Appellant's Reply Brief on Cross-Appeal; Certificate of Compliance; Certificate of Service (Appellee/Cross-Appellant)
- 45. 25-Jan-2023 FILED: Appellants' Request for Oral Argument; Certificate of Service (Appellant)
- 46. 31-Jan-2023 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
- 47. 10-Feb-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record
- 48. 22-Feb-2023 ORDERED: Appellants' Request for Oral Argument (Appellant) = GRANTED. Hon Kent E Cattani - Author
- 49. 2-Mar-2023 CLNDR: MONTHLY COURT CASE CALENDAR, Department C, 4-19-23, 09:30 am, COURTROOM 1.
- 50. 3-Mar-2023 FILED: Notice of Oral Argument
- 51. 6-Mar-2023 FILED: Return Receipt for Notice of Oral Argument, signed by Gregory W. Falls on 03/03/2023 (Appellant/Cross-Appellee)
- 52. 6-Apr-2023 FILED: Return Receipt for Notice of Oral Argument, signed by Jesse Callahan on 03/03/2023 (Appellee/Cross-Appellant)
- 53. 13-Apr-2023 ORDERED: Vacating the Oral Argument set for 04/19/2023 at 9:30AM. FURTHER ORDERED: Setting oral argument in this matter on 05/03/2023 at 9:30AM. in Courtroom 1. Return Receipt for Oral Argument due no later than one week before scheduled argument. Hon David B Gass - Author
- 54. 14-Apr-2023 FILED: Return Receipt for Notice of Oral Argument, signed by Gregory W. Falls on 04/13/2023 (Appellant/Cross-Appellee)
- 55. 26-Apr-2023 FILED: Return Receipt for Notice of Oral Argument, signed by Jesse Callahan on 04/14/2023 (Appellee/Cross-Appellant)
- 56. 9-May-2023 FILED: Sign-in Sheet/Case is Under Advisement as of 05/03/2023